

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

Celeste Simone CARRINGTON,

Petitioner,

v.

Javier CAVAZOS, Acting Warden of the Central
California Women's Facility,¹

Respondent.

Case Number 3-10-cv-4179-RS

DEATH-PENALTY CASE

ORDER GRANTING REQUEST FOR
APPOINTMENT OF COUNSEL AND
STAY OF EXECUTION

[Doc. No. 1]

Petitioner Celeste Simone Carrington, a condemned inmate confined to the Central California Women's Facility, was convicted and sentenced to death by the Superior Court of California for the County of San Mateo. The Supreme Court of California affirmed in pertinent part on direct appeal, *People v. Carrington*, 211 P.3d 617 (Cal. 2009), and denied a state habeas petition, *In re Carrington*, No. S142464 (Cal. Sept. 15, 2010). Petitioner initiated the present federal capital habeas action with a request for appointment of counsel and for a stay of the execution of her death sentence.

Pursuant to Habeas Local Rule 2254-25, the request for appointment of counsel is granted. This action is referred to the Court's selection board for the recommendation of

¹ Javier Cavazos is automatically substituted for Mary Lattimore as Respondent pursuant to Federal Rule of Civil Procedure 25(d).

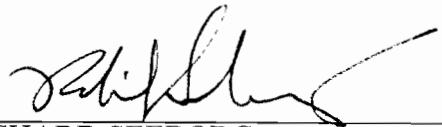
1 qualified counsel to represent Petitioner.

2 Pursuant to Habeas Local Rule 2254-24, the request for a stay of execution is granted.
3 Accordingly, all proceedings related to the execution of Petitioner's sentence of death, including
4 but not limited to preparations for an execution and the setting of an execution date, are hereby
5 stayed. This stay will remain in effect unless and until it is dissolved by this Court, the United
6 States Court of Appeals for the Ninth Circuit, or the Supreme Court of the United States.

7 The Clerk immediately shall notify by telephone Respondent Javier Cavazos, Acting
8 Warden of the Central California Women's Facility. The Clerk also shall serve certified copies
9 of this order upon Petitioner; Respondent; Vince Cullen, Acting Warden of San Quentin State
10 Prison; the Clerk of the Superior Court of California for the County of San Mateo; Michael G.
11 Millman, Esq., Executive Director of the California Appellate Project; Amy Haddix, Esq.,
12 Deputy Attorney General of the State of California; the District Attorney of the County of San
13 Mateo; and Amy Love, Esq., and Arcelia Hurtado, Esq., of the Office of the State Public
14 Defender, appointed counsel for Petitioner before the Supreme Court of California.

15 *It is so ordered.*

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18 DATED: September 20, 2010

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20 RICHARD SEEBORG
21 United States District Judge
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UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF CALIFORNIA

CELESTE SIMONE CARRINGTON,

Plaintiff,

v.

Javier CAVAZOS, Acting Warden of the
Centrals California Women's Facility,

Defendant.

Case Number: CV10-04179 RS

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on September 20, 2010, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

SEE ATTACHED LIST

Dated: September 20, 2010



Richard W. Wieking, Clerk
By: Corinne Lew, Deputy Clerk

Copies of Order mailed on 9/20/10 to:

Celeste Simone Carrington
CDC # W-55311

Central California Women's Facility
Chowchilla, CA 93610

Acting Warden Javier Cavazos
Central California Women's Facility
Chowchilla, CA 93610

Acting Warden Vince Cullen
San Quentin State Prison
San Quentin, CA 94974

Clerk
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